

REMARKS/ARGUMENTS

Claim Rejections – 35 USC §112

The Examiner rejected Claims 1-10 inclusive predicated upon 35 USC §112 as being indefinite, asserting that “or the like” and “mesh-like” as well as “plate-like” renders the claims indefinite. The Examiner also noted the failure to have sufficient antecedent basis in one of the claims. The Examiner will note by the foregoing amendments that these bases of objection have now been rendered moot and that there is no indefiniteness with respect to the claims.

Further, in reviewing the art cited by the Examiner, none of the patents would negate the patentability of Applicant’s invention and this was apparently noted by the fact that the Examiner did not make an art rejection.

It is not seen that it is necessary to go into a detailed analysis with respect to the art cited by the Examiner because none is really pertinent to Applicant’s invention of an article or object as defined by the claims having a body that incorporates a fan as clearly disclosed in the specification and shown in the drawings.

It is therefore asserted with the amended claims that this application is condition for allowance which amendment of the claims does not restrict the scope of the invention but merely to accede to the Examiner’s assertions that certain claim language made the claims indefinite. Thus it is submitted that this Application is in condition for allowance. If a telephone interview will advance the allowance of the application, enabling an Examiner’s amendment or other meaningful discussion of the case,

Applicant requests the Examiner contact Applicant's representative at the number listed below.

It is not believed that any additional fees are due; however, in the event any additional fees are due, the Examiner is authorized to charge Applicant's Attorney's Deposit Account No. 03-2030.

Respectfully submitted,

CISLO & THOMAS LLP

Date: January 6, 2004


Donald M. Cislo, Reg. No. 22,060

Enclosure

Ack. Card

CISLO & THOMAS LLP
233 Wilshire Boulevard, Suite 900
Santa Monica, California 90401
Tel: (310) 451-0647
Fax: (310) 394-4477
www.cislo.com

Z:\ARCHIVE\TMD\03-12229\12229 AMENDMENT AND RESPONSE.DOC